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SEC. 2. That section 20 of chapter 191, Session Laws of Idaho, 1911, be amended to read as follows:

SEC. 20. That each local registrar shall be entitled to be paid the sum of 25 cents for each birth and each death certificate properly and completely made out and registered with him, and correctly copied and promptly returned by him to the State registrar, as required by this act. And in case no births or deaths were registered during any month, the local registrar shall be entitled to be paid the sum of 25 cents for each report to that effect, promptly made in accordance with this act: *Provided, however*, That compensation for such services may be fixed by the city council, or other governing body of such city, incorporated town, or registration district. All amounts payable to registrars, outside of cities or incorporated towns, under provisions of this section shall be paid by the treasurer of the county in which the registration districts are located, upon certification by the State registrar. And the State registrar shall annually certify to the treasurer of the several counties the number of births and deaths registered, with the names of the local registrars and the amounts due each at the rates fixed herein: *Provided, however*, That no warrant shall be issued to any local registrar where notice is previously given by the State registrar to the auditor, city clerk, or other proper officer of such registration district that the local registrar has failed to comply with the rules and regulations of the State board of health and bureau of vital statistics and the instructions of the State registrar.

### KANSAS.

#### State Board of Health—Certain Employees Authorized. (Act Mar. 17, 1913.)

SEC. 9. That section 9021 of the General Statutes of Kansas of 1909 be amended to read as follows:

"SEC. 9021. That the State board of health is hereby authorized to appoint a clerk who shall be a stenographer, who shall receive an annual salary of \$900; a stenographer who shall receive an annual salary of \$900; and a bacteriologist who shall receive an annual salary of \$1,200."

SEC. 10. That section 3085 of the General Statutes of Kansas of 1909 be amended to read as follows:

"SEC. 3085. The State board of health shall appoint three food inspectors and two drug inspectors who shall serve during the pleasure of the board, and shall each receive a salary of not more than \$100 per month for the first year of service, \$110 per month for the second year of service, and \$125 per month thereafter. The secretary of the State board of health shall appoint, upon recommendation of the State board of health, an assistant chief food and drug inspector, who shall receive a salary of \$150 per month, and who shall serve during the pleasure of the chief food and drug inspector. They shall be allowed the actual necessary expenses incurred in the performance of their duties, which shall be such as are prescribed by the rules of the State board of health, as hereinbefore provided. The appointment of the inspectors herein provided shall be based upon a competitive examination of applicants upon the position of inspector, which examination shall be conducted by the chief food and drug inspector, and the food and drug analysts of the State board of health. The secretary of the State board of health, as executive officer of the board, shall direct the actions of the food and drug inspectors as such, and by reason of this office shall be chief food and drug inspector. He shall receive a salary of \$2,500 per annum and such necessary expenses as are incurred in the performance of his duties as secretary of the State board of health and chief food and drug inspector."

#### Vasectomy and Oophorectomy—When Authorized. (Act Mar. 14, 1913.)

SECTION 1. That it shall be the duty of the managing officers of all public institutions of this State intrusted with the care or custody of habitual criminals, idiots, epileptics, imbeciles, and insane, and they are hereby authorized and directed to obtain the

advice and professional services of competent surgical assistants, who, jointly with the physician or surgeon in charge of the institution in which any of such inmates shall be, shall constitute the authority whose duty it shall be to examine such inmate or inmates of the several institutions as are deemed to be improper and inadvisable to allow to procreate. Such authority shall examine the physical and mental condition of such inmate or inmates, the history thereof so far as can be ascertained, and if, in the judgment of such authority, procreation by any such inmate or inmates would produce children with an inherited tendency to crime, insanity, feeble-mindedness, epilepsy, idiocy, or imbecility, and there is no probability that the condition of any such inmate or inmates as examined will improve to such an extent as to render procreation by any such inmate or inmates advisable, or if the physical or mental condition of any such persons will be materially improved thereby, then said authority shall report their conclusions with a recommendation to the district court or any court of competent jurisdiction in and for the district from which such inmate or inmates has been committed to such institution or institutions. The court shall thereupon hear and determine the matter, and if satisfied that the purposes of this act will be executed by such order shall adjudge that such operation shall be performed, and shall appoint one of the authority signing such report to perform the operation of vasectomy or oophorectomy, as the case may be, upon such person. The county attorney of the county in which the hearing is had may be directed by the court to represent the State in the proceedings. Such operation shall be performed in a safe and humane manner, and the surgeon performing the operation shall receive from the State such compensation for the service rendered as the board of administration shall deem reasonable.

SEC. 2. Except as authorized by this act, every person who shall perform, encourage, assist in, or otherwise promote the performance of either of the operations described in section 1 of this act, for the purpose of destroying the power to procreate the human species, or any person who shall knowingly permit either of such operations to be performed upon such persons, unless the same shall be a medical necessity, shall be fined not more than \$1,000, or imprisonment in the county jail not exceeding 1 year, or both.

SEC. 3. Any managing officers herein charged with any duty specified in section 1 who shall fail, neglect, or refuse for 60 days or more in the performance thereof shall be guilty of a misdemeanor and subject to a fine of not more than \$100 or imprisonment in the county jail for not more than 30 days, or both such fine and imprisonment.

## MONTANA.

### Milk and Milk Products—Production, Care, and Sale. (Chap. 77, Act Mar. 13, 1913.)

SEC. 3. *Duties of the State dairy commissioner.*—It shall be the duty of the said State dairy commissioner or his deputies to inspect or cause to be inspected all creameries, dairies, butter, cheese, condensed milk, or ice cream factories, or any place where milk or cream or their products are produced, handled, or stored within the State at least once a year or oftener, if possible. It shall be the duty of the said dairy commissioner to act upon all reports or complaints that he may receive from owners and managers of public dairies, creameries, butter, cheese, condensed-milk and ice-cream factories, or other persons, wherein it is reported to him the names and locations of one or more producers of milk, cream, butter, cheese, condensed milk, or ice cream who are offering for sale milk, cream, butter, cheese, condensed milk, or ice cream that is not fresh and clean, and in such instance he may inspect barns or farm houses, creameries, factories, or other places where dairy products or utensils are produced, kept, stored, handled, or sold, and he may give advice and instruction in the proper performance of the work, and he may prohibit the sale of unclean or unwholesome milk, cream, butter, cheese, condensed milk, or ice cream.

It shall be his duty to condemn for food purposes all unclean or unwholesome milk, cream, butter, cheese, condensed milk, or ice cream wherever he may find them.